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**UNITED STATES DISTRICT COURT**  
**FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
**WESTERN DIVISION**

KRISTEN HALL, *individually and on behalf of all others similarly situated,*

Plaintiff,

v.

MYTHICAL VENTURE, INC.

Defendant.

Case No.: 2:23-cv-10324-JFW-KES

**NOTICE OF UNOPPOSED  
MOTION TO EXTEND  
DEADLINE TO FILE MOTION  
FOR CLASS CERTIFICATION**

Hon. John F. Walter

Motion date: April 9, 2024

Complaint Filed: Oct. 28, 2021

TAC Filed: Nov. 13, 2023

Transferred: Dec. 13, 2023

NOTICE OF UNOPPOSED MOTION TO EXTEND DEADLINE FOR CLASS CERTIFICATION

**TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF  
RECORD:**

PLEASE TAKE NOTICE that on April 9, 2024, at 1:30 pm or shortly thereafter, at the United States Courthouse, 350 W. 1st Street, Los Angeles, California 90012 in Courtroom 7A, Plaintiff, Kristen Hall, will present this unopposed motion for an extension of the class certification deadline by 30 days, which would move the deadline from April 16, 2024 to **May 16, 2024**.

The basis for the unopposed motion for extension is set forth at length in the accompanying memorandum of law and legal authorities cited therein, as well as the declaration of counsel and corresponding exhibits. In short, Plaintiff promptly issued interrogatories and requests for production from Defendant Mythical Venture, Inc. d/b/a “Smosh” after the 26(f) conference. As soon as Plaintiff learned information and documents relevant to class certification (records of text messages sent and the purported “opt-in” data of the intended recipients) were in the sole possession of third-party Community.com, Inc., Plaintiff promptly issued a subpoena to Community.com. Plaintiff is awaiting production from Community.com, which as new staff and personnel from the time of the text messages, and has thus far been unable to produce said documents. In light of Smosh’s inability to obtain the relevant data/documents and the third-party’s delay in producing same, Plaintiff seeks to extend the class-certification deadline by 30 days.

1 This motion is made following the conference of counsel pursuant to L.R.  
2 7-3 and Section 5(b) of the Court's standing order, which took place via Zoom  
3 videoconference on February 29, 2024. In that conference, Attorneys Chris  
4 Roberts and Jake Ginsburg were present for the Plaintiff, and Alex Krasovec,  
5 Cody DeCamp and Marah Bragdon were present for the Defendant.  
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8 This is the first request by any party to extend any deadline in this Court's  
9 scheduling order.  
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12 DATED: March 9, 2024

13 Respectfully submitted,

14 KIMMEL & SILVERMAN, P.C.

15  
16 */s/ Jacob U. Ginsburg*  
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